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23 UNITED STATES DISTRICT COURT
24 NORTHERN DISTRICT OF CALIFORNIA

25 SAN JOSE DIVISION

26 *E-FILED - 11/17/06*

27 In re CONSECO INSURANCE CO. ANNUITY
28 MARKETING & SALES PRACTICES LITIG.

Master File No. C-05-04726-RMW
And Related Cases

29 **STIPULATION AND PROPOSED ORDER
MODIFYING CASE MANAGEMENT
CONFERENCE ORDER**

30 This Document Relates To:

31 ALL ACTIONS.

32 The Parties hereto, through their respective attorneys of record, stipulate and request the
33 Court to extend by 90 days the deadlines set forth in the Case Management Conference Order
34 entered on August 23, 2006. Good cause exist for this request because the Parties have diligently
35 pursued discovery, but the volume of documents to be reviewed and produced by Defendant will

1 consume another 30 to 45 days. Accordingly, the parties request the Court to adjust the Case
2 Management Order as follows:

3 The date for filing the Motion for Class Certification is changed from January 12, 2007 to
4 April 12, 2007.

5 The date for filing Defendant's Opposition to Motion for Class Certification is changed from
6 February 23, 2007 to May 23, 2007.

7 The date for filing Plaintiff's Reply to Opposition to Motion for Class Certification is
8 changed from March 16, 2007 to June 15, 2007.

9 The date for the hearing on the Motion for Class Certification is changed from March 30,
10 2007 to June 29, 2007 at 9:00 a.m.

11 The date by which all fact discovery must be completed is changed from August 17, 2007 to
12 November 16, 2007.

13 The date for simultaneous disclosure of experts is changed from August 17, 2007 to
14 November 16, 2007.

15 The last date for hearing dispositive motions is changed from September 28, 2007 to
16 January 4, 2008.

17 The date by which all expert discovery must be completed is changed from September 14,
18 2007 to December 14, 2007.

19 The date for filing the Joint Pretrial Statement is changed from October 26, 2007 to
20 January 25, 2008.

21 The date for the final Pretrial Conference is changed from November 1, 2007 to January 31,
22 2008, at 2:00 p.m. 11

23 The date for the start of the jury trial is changed from November 13, 2007 to February 12,
24 2008, at 1:30 p.m.

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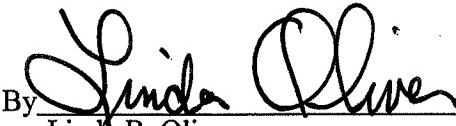
27 | Page

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1 In all other respects, the Case Management Order entered on August 23, 2006, remains in
2 place.

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4 DATED: November 8, 2006.
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BAKER & MCKENZIE LLP
REED SMITH LLP

7 By 
8 Linda B. Oliver
9 Attorneys for Defendant Conseco Senior Health
10 Insurance Company

11 DATED: November 8, 2006.
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BARRACK, RODOS & BACINE

14 By 
15 Stephen R. Basser, Co-Lead Counsel for Plaintiff
16
17

DATED: November , 2006.

18 LERACH COUGHLIN STOIA GELLER
19 RUDMAN & ROBBINS LLP
20
21

By Theodore J. Pintar, Co-Lead Counsel for Plaintiff

22 IT IS SO ORDERED. The Case Management Conference Order is adjusted in accordance
23 with the above stipulation.
24
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DATED: 11/17/06.

27 /s/ Ronald M. Whyte
28 Ronald M. Whyte, United States District Judge
DOC50AK-9852410.1-LOLIVER

1 In all other respects, the Case Management Order entered on August 23, 2006, remains in
2 place.

3
4 DATED: November ____, 2006.

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6 **BAKER & MCKENZIE LLP**
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REED SMITH LLP
A limited liability partnership formed in the State of Delaware

BAKER & MCKENZIE LLP
REED SMITH LLP

By _____
Linda B. Oliver
Attorneys for Defendant Conseco Senior Health
Insurance Company

DATED: November ____, 2006.

BARRACK, RODOS & BACINE

By _____
Stephen R. Basser, Co-Lead Counsel for Plaintiff

DATED: November 8, 2006.

LERACH COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP

By _____
Theodore J. Pintar, Co-Lead Counsel for Plaintiff

IT IS SO ORDERED. The Case Management Conference Order is adjusted in accordance
with the above stipulation.

DATED: _____.

Ronald M. Whyte, United States District Judge

DOCSOAK-9852410.1-LOLIVER

Master File No. C-05-04726

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STIPULATION AND PROPOSED ORDER MODIFYING
CASE MANAGEMENT CONFERENCE ORDER